

1 ROBERT T. HASLAM (S.B. #71134)  
2 rhaslam@cov.com  
3 EMILY JOHNSON HENN (S.B. #269482)  
4 ehenn@cov.com  
5 COVINGTON & BURLING LLP  
6 333 Twin Dolphin Dr., Suite 700  
7 Redwood Shores, CA 94065  
8 Telephone: (650) 632-4700  
9 Facsimile: (650) 632-4800

7 DEBORAH A. GARZA (*pro hac vice*)  
8 dgarza@cov.com  
9 JONATHAN HERCZEG (*pro hac vice*)  
10 jherczeg@cov.com  
11 COVINGTON & BURLING LLP  
12 1201 Pennsylvania Avenue NW  
13 Washington, DC 20004  
14 Telephone: (202) 662-6000  
15 Facsimile: (202) 662-6291

12 Attorneys for Defendant  
13 PIXAR

15 UNITED STATES DISTRICT COURT  
16 NORTHERN DISTRICT OF CALIFORNIA  
17 SAN JOSE DIVISION

17 IN RE: HIGH-TECH EMPLOYEE  
18 ANTITRUST LITIGATION

Master Docket No. 11-CV-2509-LHK

19 THIS DOCUMENT RELATES TO:  
20 ALL ACTIONS

**DECLARATION OF JONATHAN  
HERCZEG REGARDING PIXAR'S  
PRODUCTION OF DOCUMENTS AND  
DATA**

22 I, Jonathan Herczeg, declare as follows:

23 1. I am a member of the Bars of the District of Columbia and New York, and I  
24 am admitted to practice before this Court *pro hac vice*. I am an attorney at the law firm of  
25 Covington & Burling LLP, attorneys for Defendant Pixar. Pursuant to the Court's June 5, 2012  
26 Case Management Order, I submit this declaration regarding Pixar's production of data and  
27 documents as of June 15, 2012. I have personal knowledge of the facts set forth in this  
28 declaration and, if called to testify as a witness, could and would do so competently.

2. Pixar substantially completed its production of documents and data on June 15, 2012.

3. Pixar's production of data from its human resources databases has been substantially complete since April 18, 2012. On May 23, 2012, Pixar produced additional data from those databases to fill inadvertent gaps in its earlier production. On June 15, 2012, Pixar produced overtime data in response to a new request from Plaintiffs as well as data regarding benefits participation of Pixar employees.

4. Pixar began its production of documents from custodial searches on April 18, 2012. Pixar began its production of documents based on a search for high-level and related documents on May 9, 2012. Including its November 30, 2011 production of documents previously produced to the Department of Justice ("DOJ") and related communications, Pixar has produced a total of 4988 documents, amounting to 55,586 pages.

5. Pixar expects to produce a small quantity of documents after June 15, including documents that were initially withheld from Pixar's productions to date as potentially privileged to the extent that, on further review, Pixar determines they should not be so withheld. Pixar anticipates producing these additional documents through rolling productions planned for June 27 and July 9. Pixar plans to produce a privilege log by July 16.

6. In addition, Plaintiffs made a late request for Pixar to search the files of one additional custodian, Dawn Haagstad, for the period following the DOJ investigation. As discussed with Plaintiffs, in response to this late request, Pixar has undertaken this additional search with the understanding that any responsive documents found from Ms. Haagstad's files will be produced as soon as possible after June 15.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 18th day of June 2012 in Washington, D.C.

By: /s/ Jonathan Herczeg  
Jonathan Herczeg

**Filer's Attestation**

Pursuant to General Order No. 45, § X(B), I attest under penalty of perjury that concurrence in the filing of the document has been obtained from Jonathan Herczeg.

Dated: June 18, 2012

By: /s/ Emily Johnson Henn  
Emily Johnson Henn